# EXECUTIVE SUMMARY - ENFORCEMENT MATTER

Page 1 of 3

**DOCKET NO.:** 2007-0535-PWS-E **TCEQ ID:** RN101423671 **CASE NO.:** 33116

RESPONDENT NAME: City of West Tawakoni

ORDER TYPE:						
1660 AGREED ORDER	X FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING				
FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER				
AMENDED ORDER	EMERGENCY ORDER					
CASE TYPE:						
AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE				
X PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION				
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL				
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION				
SITE WHERE VIOLATION(S) OCCURRED: City of West Tawakoni PWS, 200 Waterline Road, West Tawakoni, Hunt County  TYPE OF OPERATION: Public water supply  SMALL BUSINESS: Yes X No  OTHER SIGNIFICANT MATTERS: There are no complaints. There is no record of additional pending enforcement actions regarding this facility location.  INTERESTED PARTIES: No one other than the ED and the Respondent has expressed an interest in this matter.						
COMMENTS RECEIVED: The Texas Reg	rister comment period expired on January 28, 2008.	No comments were received.				
CONTACTS AND MAILING LIST:  TCEQ Attorney/SEP Coordinator: None  TCEQ Enforcement Coordinator: Ms. Rebecca Clausewitz, Enforcement Division, Enforcement Team 2, MC R-13, (210) 403-4012; Mr. Bryan Sinclair, Enforcement Division, MC 219, (512) 239-2171  Respondent: The Honorable Bill Stausing, Mayor, City of West Tawakoni, 1533 East State Highway 276, West Tawakoni, Texas 75474  Respondent's Attorney: Not represented by counsel on this enforcement matter						

# **RESPONDENT NAME:** City of West Tawakoni **DOCKET NO.:** 2007-0535-PWS-E

#### **VIOLATION SUMMARY CHART:** CORRECTIVE ACTIONS (1910) VIOLATION INFORMATION PENALTY CONSIDERATIONS TAKEN/REQUIRED/ 00001 Bookski i red 1812 och verkulage **Ordering Provisions:** Type of Investigation: Total Assessed: \$12,725 Complaint X Routine The Order will require the Respondent to: Total Deferred: \$0 \_\_\_ Enforcement Follow-up Expedited Settlement \_\_\_ Records Review a. Immediately upon the effective date of this Agreed Order: Financial Inability to Pay Date(s) of Complaints Relating to this i. Begin maintaining copies of all customer SEP Conditional Offset: \$0 Case: None service inspection reports that are required to be performed prior to providing Date of Investigation Relating to this Total Paid to General Revenue: \$12,725 continuous water service to new Case: January 24, 2007 construction: and Site Compliance History Classification Date of NOV/NOE Relating to this Case: \_\_ High \_\_\_ Average \_\_\_ Poor ii. Begin maintaining the calibration March 16, 2007 (NOE) records for the finished water flow meter. Person Compliance History Classification Background Facts: This was a routine High X Average Poor b. Within 30 days after the effective date investigation. Nine violations were of this Agreed Order: documented. Major Source: X Yes No i. Begin maintaining an up-to-date WATER Applicable Penalty Policy: September 2002 chemical and microbiological monitoring plan that identifies all sampling locations, 1) Failed to maintain copies of all Findings Orders Justification: The describes the sampling frequency, and customer service inspection reports [30 Respondent has three repeated enforcement specifies the analytical procedures and TEX. ADMIN. CODE § 290.46(f)(3)(E)(iv)]. actions over the prior five year period for the laboratories that the public water system same violations. will use to comply with the monitoring 2) Failed to maintain the calibration records [30 Tex. ADMIN. CODE § requirements, 290.46(f)(3)(B)(v)]. ii. Repair all rusted areas on the treatment plant flocculator and repair and paint the 3) Failed to maintain an up-to-date system clearwell to ensure the good chemical and microbiological monitoring plan [30 Tex. ADMIN. CODE § 290.121(a) working condition and general appearance and (b)]. of the system's facilities and equipment; 4) Failed to initiate maintenance and iii. Ensure that a certified backflow housekeeping practices [30 Tex. ADMIN. prevention assembly tester conduct an CODE § 290.46(m)]. annual inspection of the backflow prevention assembly installed at the 5) Failed to conduct an annual inspection wastewater treatment facility; of a backflow prevention device [30 Tex. ADMIN. CODE § 290.44(h)(1)(B)(i)]. iv. Post a legible sign at the Rabbit Cove Road facility that includes the name of the 6) Failed to post a legible sign [30 Tex. water supply and a telephone number ADMIN. CODE § 290.46(t)]. where a responsible official can be contacted in the event of an emergency; 7) Failed to maintain a thorough and up-todate facility operations manual for operator review and reference [30 Tex. ADMIN. CODE v. Begin maintaining a thorough and up-§ 290.42(1)]. to-date facility operations manual for operator review and reference. 8) Failed to provide the required transfer pump capacity [30 Tex. ADMIN. CODE § c. Within 45 days after the effective date of 290.45(b)(2)(C), TEX. HEALTH & SAFETY this Agreed Order, submit written CODE § 341.0315(c), and Agreed Order certification and include detailed

# **RESPONDENT NAME:** City of West Tawakoni **DOCKET NO.:** 2007-0535-PWS-E

Docket No. 2001-1357-PWS-E, Ordering Provision 2.e.iii.].  9) Failed to provide the required treatment plant capacity [30 Tex. Admin. Code § 290.45(b)(2)(B), Tex. Health & Safety Code § 341.0315(c), and Agreed Order Docket No. 2001-1357-PWS-E, Ordering Provision 2.e.i.].	supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provisions a. and b.  d. Within 90 days after the effective date of this Agreed Order:  i. Provide a transfer pump capacity of at least 0.6 gallons per minute ("gpm") per connection with the largest pump out of service; and  ii. Provide a treatment plant capacity of at least 0.6 gpm per connection.  e. Within 105 days after the effective date of this Agreed Order, submit written certification and include detailed supporting documentation including photographs, receipts, and/or other records
	certification and include detailed supporting documentation including
	litional ID No(s) · PWS ID No. 1160012

Additional ID No(s).: PWS ID No. 1160012

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Policy Revision 2 (Sept	Penalty Calculation  ember 2002)	n Worksheet (P	•	March 19, 2007
ICEQ	The second secon	and the second s		F-1-1-2-2-2-2-2-3-3-3-3-3-3-3-3-3-3-3-3-3
DATES Assigned PCW	12-Mar-2007 3-Apr-2007 <b>Screening</b> 3-Apr-2007	EPA Due	Section 1.	
RESPONDENT/FACILITY	INFORMATION			
	City of West Tawakoni	The special control of the second control of	at 1880 Action of the transfer before the first transfer in the second of the second o	1
Reg. Ent. Ref. No.				
Facility/Site Region	4-Dallas/Fort Worth	Major/Minor Source	Major	
CASE INFORMATION	and the state of t		Annual Comment of the State of	
Enf./Case ID No.		No. of Violations	8	
	2007-0535-PWS-E	Order Type		
Media Program(s)	Public Water Supply	Enf. Coordinator	Rebecca Clausewitz	
Multi-Media		EC's Team	EnforcementTeam 2	
Admin. Penalty \$ L	imit Minimum \$50 Maximum	\$1,000		
	Penalty Calcula	tion Section		Ottom money of the Control of the Co
TOTAL BASE PENAL	.TY (Sum of violation base penaltie	s)	Subtotal 1	\$7,620
	<ul><li>** ** ** ** ** ** ** ** ** ** ** ** **</li></ul>	*	Control of the Control	
ADJUSTMENTS (+/-)	TO SUBTOTAL 1	e na la distribuit de la perente de la distribuit de la		
	ned by multiplying the Total Base Penalty (Subtotal 1) by		and the state of t	
Compliance Histo	ory 67%	Enhancement Subt	otals 2, 3, & 7	\$5,105
Notes	The compliance history enhancement is d Violation ("NOVs") containing violations that to the violations in the current enforceme containing dissimilar violations, one prior a	t are the same as or similar ent action, one prior NOV		
	denial of liability, and one prior agreed orde			
Culpability	No 0%	Enhancement	Subtotal 4	\$0
Notes	The Respondent does not meet the	e culpability criteria.		
		ar was to an in the second	- September 1997 and September 1997	
Good Faith Effor	t to Comply 0%  Before NOV NOV to EDPRP/Settlement Offer	Reduction	Subtotal 5	\$0
Extraordinary				
Ordinary				
N/A	X (mark with x)		٦	
Notes	The Respondent does not meet the	e good faith criteria.		
	0%	Enhancement*	Subtotal 6	\$0
Approx.		I at the Total EB \$ Amount		
SUM OF SUBTOTAL	S 1-7		Final Subtotal	\$12,725
Reduces or enhances the Final S	S JUSTICE MAY REQUIRE  industrial by the indicated percentage. (Enter number only	/; e.g30 for -30%.)	Adjustment	\$0
Notes		Final Pe	nalty Amount	\$12,725
STATUTORY LIMIT A	ADJUSTMENT	Final Asse	essed Penalty	\$12,725
DEFEDRA		00/	A alternation — a	\$0
<b>DEFERRAL</b> Reduces the Final Assessed Per	nalty by the indicted percentage. (Enter number only; e.g	0% Reduction g. 20 for 20% reduction.)	Adjustment	\$U
Notes	No deferral is recommended for	Findings Orders.		

\$12,725

PAYABLE PENALTY

Screening Date 3-Apr-2007

Docket No. 2007-0535-PWS-E

Respondent City of West Tawakoni

Reg. Ent. Reference No. RN101423671

Notes

Case ID No. 33116

Media [Statute] Public Water Supply

Enf. Coordinator Rebecca Clausewitz

Policy Revision 2 (September 2002) PCW Revision March 19, 2007

# **Compliance History Worksheet** >> Compliance History Site Enhancement (Subtotal 2) Gomponent Number of

Component	Number of,	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement acti (number of NOVs meeting criteria)	on 4	20%
Para a mare	Other written NOVs		2%
	Any agreed final enforcement orders containing a denial of liability (number of order meeting criteria)	ors	20%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a der of liability, or default orders of this state or the federal government, or any final prohibit emergency orders issued by the commission		25%
Judgments	Any non-adjudicated final court judgments or donsent decrees containing a denial of liable of this state or the federal government (number of judgements or consent decrees meetic criteria)		0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final co judgments or consent decrees without a denial of liability, of this state or the fede government		0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	. 0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Tex Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number audits for which notices were submitted)		0%
, idano	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privile Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	ge 0	0%
	F	Please Enter Yes or No	
	Environmental management systems in place for one year or more	No.	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under special assistance program	ra No	0%
<b>-</b>	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal governmental requirements	ent	0%
t Violator (Su	lbtotal 3)	t Percentage (Si	•
	/ Person Classification (Subtotal 7)	t r ercentage (oi	ALLA STA
Average P	erformer Adiustmen	t Percentage (Si	ubtotal 7)
iance History		onthe in the second	-
Compliance History	The compliance history enhancement is due to four prior Notices of Violation ("NOVs") co that are the same as or similar to the violations in the current enforcement action, one prior dissimilar violations, one prior agreed order containing a denial of liability, and one prior agreed	or NOV containing	

a denial of liability.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 67%

Screening Date		Docket No	<b>D.</b> 2007-0535-PWS-E	PCW
	City of West Tawakoni			Policy Revision 2 (September 2002)
Case ID No.				PCW Revision March 19, 2007
Reg. Ent. Reference No.				NEW YAXAANAA
Enf. Coordinator	Public Water Supply			O CONTRACTOR OF THE CONTRACTOR
Violation Number	p			
Rule Cite(s)	30 Tex. Ad	lmin. Code § 290,46(f)(3)(	B)(v) and (f)(3)(E)(iv)	
Violation Description	required to be perfo	ormed prior to providing co	reports for the inspections of the inspections of the inspection of the finished was seen the finished was see	ew
			Base	Penalty \$1,000
>> Environmental, Property a Release OR Actual Potential	Harm Major Moderate	- Villegiller, and Michigan French 24 - 000 cold 2005 secure section 2005 secure 2005	Percent 0%	
geria. Na central de la processione de la proc		POR BOX SOCIAL SECTION SERVICES AND		
>>Programmatic Matrix Falsification	Major Moderate	Minor		
raisilication	Major Moderate	X	Percent 1%	
<u> </u>	<u> </u>			NAME OF THE PROPERTY OF THE PR
Matrix Notes Approxim	nately 20% of the required	records were not available	e at the time of the investig	ation.
	an arginerina walat Bakiliki ili	ons an Night Group of the State	Adjustment	\$990
				\$10
				410
Violation Events	14 20 page 12 20 20 20 20 20 20 20 20 20 20 20 20 20	CESONARIO PROPRINCIPO	good Carlotte	i de maria de la companya de la comp
Number of Vi	olation Events 2	<b>1</b> 69	Number of violation day	10
mark only one with an x	daily monthly quarterly semiannual annual		Violation Base	500
Wei-Landido	single event x			- Reconstruction of the control of t
Two single e	vents are recommended for	or the two sets of records t the investigation.	hat were not available at th	ne time of
Economic Benefit (EB) for th	is violation	Parishing as a salah	Statutory Limit Tes	Star Capalita Section as probably
Estimate	d EB Amount	\$8	Violation Final Pen	alty Total \$33
Ex-years.seneon		This violation First A	anned Danathy (adjusted 4	for limits) \$33
A control of the second	na semilahan se se ang akasa ka sasa sa	ins violation Final Ass	essed Penalty (adjusted f	Urinita) \$33

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Respondent	City of West Ta	awakonl				atti	* 1
Case ID No.	33116						
Rea. Ent. Reference No.	RN101423671				4.7	and the state of t	
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Violation No.		арріј			0.000	Percent Interest	Depreciation
VIOIALIOIT ING.						SMARY LARRANGE TO LOT	1
그 그 사람이 되었다.			e esti il nacida libri.	<ul> <li>* Algorithm</li> </ul>	HIVE WILLIAM	5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$			ris grazzana			
						3	
Delayed Costs	11 11 14004	160790					
Equipment			bolullanishari	0.0	\$0	\$0	\$0
Buildings	A Ling to the color	The state of the s	( مسلم خزان فرانا الماناة ( الم	0.0	\$0	\$0	\$0
Other (as needed)	ic i graphetters padalitik se sa	The state of the s	50 a 200 a fi e i e i e i	0.0	\$0	\$0	\$0
Engineering/construction	و خواه د کام او داده او د داده داده داده داده داده د		and the state of the	0,0	\$0	\$0	\$0
Land [			Ky Muracasa et .	0.0	\$0	n/a	\$0
- Record Keeping System	\$200	24-Jan-2007	1-Nov-2007	0.8	\$8	- n/a	\$8
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal	اعتبا بطوالية فيستنشف		P. Catalian Industrial	0,0	\$0	n/a	\$0
					Account to the Control of the Contro		
Permit Costs			guitesa librio de la composición de la La composición de la	0.0	\$0	n/a	\$0
Permit Gosts Other (as needed)	The delayed	costs include the a	mount to impleme	0.0	\$0	n/a	\$0
Other (as needed)  Notes for DELAYED costs	reports and th	e calibration record	s for the finished to the estima	0.0 0.0 ent a rec water flo ted date	\$0 cord keeping syste ow meter, calculate of compliance.	n/a m for customer served from the date of f	\$0 vice inspection the investigation
Other (as needed)	reports and th	e calibration record	s for the finished to the estima	0.0 0.0 ent a rec water flo ted date	\$0 cord keeping syste ow meter, calculate of compliance.	n/a m for customer sen ed from the date of t	\$0 vice inspection the investigation costs)
Other (as needed)  Notes for DELAYED costs	reports and th	e calibration record	s for the finished to the estima	0.0 0.0 ent a rec water flo ted date	\$0  cord keeping syste by meter, calculate of compliance.  Item (except for	n/a m for customer sen ed from the date of to one-time avoided \$0	\$0 vice inspection the investigation costs) \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs	reports and th	e calibration record	s for the finished to the estima	0.0 0.0 ent a rec water flo ted date entering 0.0	\$0 cord keeping syste w meter, calculate of compliance.  item (except for \$0 \$0	n/a m for customer sened from the date of to  one-time avoided \$0 \$0	\$0  vice inspection the investigation costs)  \$0  \$0  \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	reports and th	e calibration record	s for the finished to the estima	0.0 0.0 ent a rec water flo ted date entering 0.0 0.0	\$0 cord keeping syste w meter, calculate of compliance.  item (except for \$0 \$0 \$0 \$0	n/a m for customer served from the date of too one-time avoided \$0 \$0 \$0 \$0	\$0  vice inspection the investigation  costs)  \$0  \$0  \$0  \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplles/equipment	reports and the	e calibration record	s for the finished to the estima	o.0 o.0 ent a rec water flo ted date entering o.0 o.0	so sord keeping syste w meter, calculate of compliance.  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a m for customer send from the date of t	\$0 vice inspection the investigation  costs) \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	reports and the	e calibration record	s for the finished to the estima	o.0 o.0 ent a rec water flo ted date entering o.0 o.0 o.0 o.0 o.0 o.0	\$0. cord keeping syste w meter, calculate of compliance.  Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a m for customer send from the date of t	\$0  vice inspection the investigation  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	reports and the	e calibration record	s for the finished to the estima	0.0 0.0 0.0 ent a rec water flo ted date entering 0.0 0.0 0.0 0.0 0.0	\$0 cord keeping syste w meter, calculate of compliance.  Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a m for customer served from the date of to the date of the date of the served serve	\$0 vice inspection the investigation  costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	reports and the	e calibration record	s for the finished to the estima	o.0 o.0 ent a rec water flo ted date entering o.0 o.0 o.0 o.0 o.0 o.0	\$0. cord keeping syste w meter, calculate of compliance.  Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a m for customer send from the date of t	\$0  vice inspection the investigation  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	reports and the	e calibration record	s for the finished to the estima d costs before e	0.0   0.0	\$0 cord keeping syste w meter, calculate of compliance.  Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a m for customer send from the date of t	\$0 vice inspection the investigation  costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

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	March 19, 2007
Reg. Ent. Reference No. RN101423671	
Media [Statute] Public Water Supply	
Enf. Coordinator Rebecca Clausewitz  Violation Number 2	adaus obliški kili
Pula Cifa(s)	
30 Tex. Admin. Code § 290.121(a) and (b)	
Failed to maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements. Specifically, the water system's monitoring plan did not contain the chemical sample locations, a description of the sampling frequency, and a description of the analytical procedures and laboratories that are used.	
Base Penalty	\$1,000
>> Environmental, Property and Human Health Matrix  Harm  Release Major Moderate Minor	
OR Actual Potential Percent 0%	
>>Programmatic Matrix	
Falsification Major Moderate Minor	
x Percent 25%	1
Matrix Notes Greater than 70% of the information required to be included in the monitoring plan was not present.	
Adjustment \$750	
PURE TO THE PURE OF THE PURE O	0.50
	\$250
Violation Events	
Number of Violation Events 1 69 Number of violation days	
mark only one with an x  mark only one with an x  single event x	\$250
One single event is recommended.	
Economic Benefit (EB) for this violation Statutory Limit Test	
Estimated EB Amount \$4 Violation Final Penalty Total	\$417
This violation Final Assessed Penalty (adjusted for limits)	\$417

	City of West Ta	wakoni				14 14 14 14 14 14 14 14 14 14 14 14 14 1	1, 1,
Case ID No.						1999 A.S.	* - 4
	Public Water S	upply				Percent Interest	Years of Depreciation
Violation No.	2				terri etaskinin nasili	5.0	44.44.60.00.60.00.00.00.00.00.00.00.00.00.00.
				or delication	SHEASADKED KEN	5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$		in minima di Minima				
	[( * 1 E		and the Make of the				
Delayed Costs	Contraction and		de discolario de la companione de la compa				40 7
Equipment				0.0	\$0 \$0	\$0 \$0	\$0 \$0
Buildings	i charen		Address of the Control of the Contro	0.0	\$0 \$0	\$0	\$0
Other (as needed)			and all and a series of the series	0.0	\$0	\$0	\$0
Engineering/construction	<u> </u>			0,0	\$0	n/a	\$0
Land Record Keeping System	\$100	24-Jan-2007	30-Nov-2007	0,8	\$4	n/a	\$4
Training/Sampling	\$100	24-0air-2007	00-N0V-2007	0.0	\$0	n/a	\$0
Remediation/Disposal	The second secon	The second committees	property of the state of the st	0.0	\$0	n/a	\$0
Permit Costs		Total South School excess		0.0	\$0	n/a	\$0
Other (as needed)		garden, it insurance and its control of the control		0.0	\$0	n/a	\$0
Notes for DELAYED costs	Infor	mation, calculated	from the date of th	e Inves	tigation to the esti	g plan and include a mated date of compl	lance.
Avoided Costs	ANN	UALIZE [1] avoide	ed costs before e	ntering		one-time avoided o	
	Strong Strong		p1		\$0 ''	\$0	
Disposal		The state of the s		0.0			\$0
- Control Proposition Control By Assessment			populo Lypi Janki.	0.0	\$0	\$0	\$0
Disposal Personnel Inspection/Reporting/Sampling	ka 6837-1070			0.0	\$0 \$0	\$0	\$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	Tit eth (SI)		Proposition (***)	0.0 0,0 0.0	\$0 \$0 \$0	\$0 \$0	\$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampilng Supplies/equipment Financial Assurance [2]				0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampiling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampilng Supplies/equipment Financial Assurance [2]				0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampiling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampiling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			are no avolded o	0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0

en i Nordan de la la Marie Region

Scre	ening Date	3-Apr-2007		Dock	et No. 2007-053	35-PWS-E		PCW
	-	City of West Ta	awakoni				Policy Re	vision 2 (September 2002)
C	ase ID No.	33116					PCV	/ Revision March 19, 2007
Reg. Ent. Ref	erence No.	RN101423671						
Medi	ia [Statute]	Public Water S	Supply					
		Rebecca Claus						
Viola	tion Number	3						
	Rule Cite(s)		30	Tex. Admin. Cod	le 8 290 46(m)			ARTHUR ARAM
				TOXI TIGHTINI GG	.0/3 =000()			
Violation	n Description	condition and	general appeara	ance of the syste	ing practices to er m's facilities and c clearwell are rust	equipment. S	pecifically,	
						Bas	se Penalty	\$1,000
>> Environmental	, Property a	ınd Human I	Health Matrix		naki Basa Kalimin wa m	daya saladiga		
glit 25 to 1			Harm					
6B	Release	Major	Moderate	Minor				
OR ,	Actual Potential	<b> </b>	x		Percent	25%		
gana a W	roteritian	<u> </u>	^		1 CICCIII	2370		
>>Programmatic I	Matrix			, constitution				
	Falsification	Major	Moderate	Minor	SORTA EMBREO:			
					Percent	0%		
Matrix Notes	If the systen be exposed	n's facilities and to significant ar	mounts of conta	not fully maintai minants which w of human health.	ned, customers of ould not exceed le	the water supevels that are	oply could protective	
and Supplemental substitution	ovimina a estado	3,50051,25	Kasas El Sust		Adjustme	nt	\$750	
							Γ	\$250
				124 ACT V 125 V MARKET 1 125 C 126		The control of the co		
Violation Events	navelaulieranierin	enta lo procede de 1919	orden other scenario	ar dimension duscription		1604544	and the street	
			· · · · · · · · · · · · · · · · · · ·	[		6 1 1 12		
	Number of Vic	olation Events	1	L	69 Number	of violation da	ays	
		daily						
		monthly						
	mark only one	quarterly	x			Violation Ba	se Penalty	\$250
	with an x	semiannual						
		annual						
		single event						
	[ <del></del>						<u> </u>	
	One quarterl	y event is reco		ulated from the d of screening, Ap	ate of the investig ril 3, 2007.	ation, January	y 24, 2007,	
Economic Benefit	t (EB) for th	is violation			Statute	ory Limit Te	est	
	Estimate	d EB Amount[		\$30	Viola	tion Final Pe	nalty Total	\$417
		-				. 14 . 7 29 4 9	آدیندی سیمی	<b>0</b> 7447
	s, commo conservar describenciario d	okan merepapan na binans	Th	is violation Fina	al Assessed Pena	aity (adjusted	i tor iimits)	\$417

		conomic I	sellelli AA	OIK	olieet.		Authorities (A.)
Respondent Case ID No	City of West Ta	awakoni				i da 1 å kilomita. Til	
leg, Ent. Reference No						Transit Min	r di
	Public Water S	tunnly			1392	<b>[</b> [] [] [] [] [] [] [] [] [] [] [] [] [] [	Years of
Violation No		uppiy	•			Percent Interest	Depreciation
Violationino		- A SECURE VIOLENCE	yr Arman Talliana	4.52000000	emiesca i i i i i i i i i i i i i i i i i i i		State of the second section of the second
demonstrate assessment	3.20403941.04		Service in the service of the servic		State of the State	5,0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$		CELUMISATA (1897) PORTUGUIA		Sammin Carrie	parameter (color)	No.
	(1)	G. 10 (1987)	11.14				
Delayed Costs	Š propostanica.		STREET, STREET,		raigila cantin de la company		
Equipment	\$500	24-Jan-2007	30-Nov-2007	0,8	\$1	\$28	\$30
Buildings				0,0	\$0	\$0	\$0
Other (as needed)	\$1,538,600			0,0	\$0	\$0	\$0
Engineering/construction			a line we	0,0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System	State of the state of the state of			0.0	\$0	n/a	\$0
Training/Sampling		in a month of the control of the con		0,0	\$0	n/a	\$0
Remediation/Disposal			سند درون المتعلقينية	0,0	\$0	n/a	\$0
Permit Costs				0.0	\$0 \$0	n/a n/a	\$0 \$0
Other (as needed)		الساملة التنافذ المنافية		0,0	\$0	n/a	
		d coata includac th		the rue	t on the treatment	niant flocculator and	t to naint the li
Notes for DELAYED costs  Avoided Costs  Disposal	system	والتعالم المالية المراجع	ed from the date o	f the Inv	estigation to the e	stimated date of cor one-time avoided (	mpllance. costs) \$0
Avoided Costs	system	clearwell, calculate	ed from the date o	f the Inv	estigation to the e item (except for \$0 \$0	one-time avoided of \$0	oosts) \$0 \$0
Avoided Costs	system s ANN	clearwell, calculate	ed from the date o	the inv ntering 0.0 0.0 0.0	estigation to the e  item (except for \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0	costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel	system s ANN	clearwell, calculate	ed from the date o	ntering   0.0   0.0   0.0   0.0	estigation to the e  item (except for \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$00000000000000000000000000000000000	sosts) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	system s ANN	clearwell, calculate	ed from the date o	ntering   0.0   0.0   0.0   0.0   0.0	estigation to the e  item (except for \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	so s
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment	system s ANN	clearwell, calculate	ed from the date o	ntering   0.0   0.0   0.0   0.0   0.0   0.0   0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Stimated date of coronal stimated date of coronal stimated date of coronal store and store are stored at the store at the	mpllance.  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2]	system s ANN	clearwell, calculate	ed from the date o	ntering   0.0   0.0   0.0   0.0   0.0	estigation to the e  item (except for \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	mpllance.  costs)  \$0  \$0  \$0  \$0  \$0  \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	system s ANN	clearwell, calculate	ed from the date o	ntering	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Stimated date of coronactime avoided (	mpllance.  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	system s ANN	clearwell, calculate	ed from the date o	ntering	estigation to the e  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	system s ANN	clearwell, calculate	ed from the date o	ntering	estigation to the e  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Stimated date of coronactime avoided (	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	system s ANN	clearwell, calculate	ed from the date o	ntering	estigation to the e  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$00 \$00 \$00 \$00 \$00 \$00 \$00 \$00 \$00 \$0	sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

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Parameters (Faculty Colors

Screening Date	3-Apr-2007	<b>Docket No.</b> 2007-0535-PWS-E	PCW
Respondent	City of West Tawakoni	Policy Ri	evision 2 (September 2002)
Case ID No.	33116	PC	W Revision March 19, 2007
Reg. Ent. Reference No.			
	Public Water Supply		
Enf. Coordinator			
Violation Number	<u> </u>		
Rule Cite(s)		30 Tex. Admin. Code § 290.44(h)(1)(B)(i)	
Violation Description		rtified backflow prevention assembly tester conduct an annual oflow prevention assembly installed at the wastewater treatment facility.	
		Base Penalty	\$1,000
>> Environmental, Property a	CONTROL OF STATE OF STATE AND STATE OF STATE STATE STATE STATE OF STATE	HENRY CO. AND ADDRESS OF THE PROPERTY OF THE P	
Release	Harm Major Modera		
OR Actual		Nillor	
Potential Potential	x	Percent 50%	
>>Programmatic Matrix			
Falsification	Major Modera	te Minor	
		Percent 0%	
refoluteign			1
	sing customers of the wa	is not tested annually, backflow of wastewater could be occurring ater supply to significant amounts of contaminants which would be levels protective of human health.	
	en statistica in consiste	Adjustment \$500	
principal and a control to the control of the contr		(Wide and the control of the cont	<b>A</b> =0.0
	•		\$500
Violation Events			
Number of Vi	olation Events 1	365 Number of violation days	
mark only one with an x	daily monthly quarterly semiannual annual x single event	Violation Base Penalty	\$500
	One	e annual event is recommended.	
Economic Benefit (EB) for th	is violation	Statutory Limit Test	
Estimate	d EB Amount	\$219 Violation Final Penalty Total	\$835
		-	
raelortarieste lora estudio est de la mara a la como de		This violation Final Assessed Penalty (adjusted for limits)	\$835

ublic Water S Item Cost No commas or \$	upply  Date Required	Final Date	Yrs	iv. Interest Saved	Percent Interest  5.0  Onetime Costs	longer) representative network processor con-
	Date Required	Final Date	Yrs	lw Interest Saved	Contract to the contract of th	15
	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	
No commas or \$	Panisas	Pinindiffica (Distriction				EB Amount
			ag jarang	Eligibilitations (chr.	Part Cardinated (1997)	
		10000				
	a Province		0.0	\$0	\$0	\$0
entra de la companya			0.0	\$0	\$0	\$0
	Li Gasta Maranda		0,0	\$0	\$0	\$0
Carazana Lan		Tana atau la M	0,0			\$0
			0.0			\$0
	the state of the state of					\$0
	Control of the contro	(				\$0
	فيترا يومنانا ويرزوون					\$0
						\$0
			0.0	\$0	n/a	\$0
	There	are no delayed c	osts asso	ciated with this v	iolation, when and the	
ANN			ntering i	tein (except for \$0 \$0	öne-time avöided o	osts) \$0 \$0
	UALIZE [1] avoide		ntering i	teim (except för \$0 \$0 \$0	one-time avoided of \$0.00000000000000000000000000000000000	\$0 \$0 \$0 \$0
			ntering ii 0.0 0.0 0.0 0.0	tem (except for \$0 \$0 \$0 \$0 \$0	one-time avoided o	\$0 \$0 \$0 \$0 \$0
	UALIZE [1] avoide		ntering i	teim (except för \$0 \$0 \$0	one-time avoided of \$0.00000000000000000000000000000000000	\$0 \$0 \$0 \$0
	A CALL				0.0   \$0	0.0 \$0 \$0   \$0       0.0 \$0

Screening Date	3-Apr-2007	Docket N	o. 2007-0535-PWS-E		PCW
Respondent	City of West Tawakoni			Policy Revision 2 (Septer	nber 2002)
Case ID No.				PCW Revision Marc	h 19, 2007
Reg. Ent. Reference No.					
	Public Water Supply			,	
Enf. Coordinator					
Violation Number	5				
Rule Cite(s)		30 Tex. Admin, Code § 2	290.46(t)		
Violation Description	Failed to provide a leg of the water supply and	ible sign at the Rabbit Cove a telephone number were a in the event of an eme	responsible official can be	he name contacted	
		APARIL LETY HE WILL STORY	Bas	e Penalty	\$1,000
>> Environmental, Property a			se ser utilitation en		Activity ( Personal
Release	Harm Major Modera				441
OR Actual					
Potential			Percent 0%		
			<b>1</b>		
>>Programmatic Matrix	Carried was a supplication of	2.450			
<u>Falsification</u>	Major Modera	te Minor	<b>D</b> (		
	X L		Percent 25%		
Matrix Notes	100% с	of the rule requirement was n	ot met. Adjustment	\$750	
					\$250
				L	<b>\$∠</b> 50
Violation Events	particulation and the second s	reache and the second s		Apple (Medi Supplication of the	
	SAN OF THE STREET, STR				
Number of Vi	olation Events 1	69	Number of violation da	ys	111111111111111111111111111111111111111
mark only one with an x	daily monthly quarterly semiannual annual single event x		Violation Bas	se Penalty	\$250
	On	e single event is recommend	led.		THE PARTY OF THE P
Economic Benefit (EB) for the	is violation		Statutory Limit Te	ist.	
Estimate	d EB Amount	\$6	Violation Final Per	nalty Total	\$417
		This visities Final As	accord Danalty (adjusted	for limite)	\$417
		Inis violation Final As	sessed Penalty (adjusted	ioi iiiiiks)	φ41/

Case ID No.	City of West Ta 33116	awakoni				inghi bar ili dirika. Tari	
Reg. Ent. Reference No.	RN101423671					***************************************	
Media Violation No.	Public Water S 5	Supply				Percent Interest	Years of Depreciati
	Banana.			4,466	complication plans	5.0	1 100 NAC 160 + F
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amou
Item Description	No commas or \$	Burner Could Splan		ingarijan	and Julyana	A LONG TO SERVICE STREET	11.5638494.35
Delayed Costs	retropastinati	Declaration of the second	Complete and	Adi: 1			
Equipment	ja ja konstantiset. Mid	100	vasatiat disputation	0.0	\$0	\$0	\$0
Buildings	Ligging to the population of the control of the con		Ale Sherring to the state of the bullet	0.0	\$0	\$0	\$0
Other (as needed)			7.2 (1.5 A) Maria	0.0	(50.\$0	\$0	\$0
Engineering/construction	\$100	24-Jan-2007	30-Nov-2007	0,8	\$0	\$6	\$6
Lánd		against a security	C. C. Strategy and C.	0,0	\$0	n/a	\$0
Record Keeping System		and the second second second		0.0	\$0	n/a	\$0
Training/Sampling			<u> 14. juli 10. juliju 15. juliju</u>	0.0	\$0	n/a	\$0
Remediation/Disposal	And the second of the second of the		Street and demonstrated a relief	0,0	\$0	n/a	\$0
		Committee of the commit		1 00		ACCORDER CONTROL OF THE PROPERTY OF THE PROPER	
Permit Costs  Other (as needed)	The delaye			0.0	\$0 \$0	n/a n/a	\$0 \$0
	The delaye			0.0 e and ins	\$0 stall a proper sign		\$0 Road facility
Other (as needed)  Notes for DELAYED costs	r was	calculated from th	e date of the inve	0.0 e and ins	\$0 stall a proper sign to the estimated	n/a at the Rabbit Cove date of compilance.	\$0 Road facility
Other (as needed)  Notes for DELAYED costs  Avoided Costs	r was	calculated from th	e date of the inve	0.0 e and ins stigation	\$0 stall a proper sign to the estimated item (except for	n/a at the Rabbit Cove date of compilance.	\$0  Road facility  costs)
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal	ANN	calculated from th	e date of the inve	e and ins stigation entering	\$0  stall a proper sign to the estimated  item (except for	n/a at the Rabbit Cove date of compilance. one-time avoided of	\$0  Road facility  costs)  \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal Personnel	r was	calculated from th	e date of the inve	e and ins stigation entering	\$0 stall a proper sign to the estimated  item (except for \$0 \$0 \$0	n/a at the Rabbit Cove date of compilance.  one-time avoided (	\$0  Road facility  costs)  \$0  \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal Personnel Inspection/Reporting/Sampling	ANN	calculated from th	e date of the inve	e and ins stigation entering	\$0  stall a proper sign to the estimated  item (except for	n/a at the Rabbit Cove date of compilance. one-time avoided of	\$0  Road facility  costs)  \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal Personnel	ANN	calculated from th	e date of the inve	and instigation	\$0 stall a proper sign to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a at the Rabbit Cove date of compiliance.  one-time avoided of \$0 and	\$0  Road facility  costs)  \$0  \$0  \$0  \$0  \$0  \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	ANN	calculated from th	e date of the inve	e and ins stigation entering 0.0 0.0 0.0	\$0 stall a proper sign to the estimated  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a at the Rabbit Cove date of compilance.  one-time avoided (  \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0  Road facility  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	ANN	calculated from th	e date of the inve	and insestigation	\$0 stall a proper sign to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a at the Rabbit Cove date of compiliance.  one-time avoided of \$0 and	\$0  Road facility  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN	calculated from the	e date of the Inve	e and institution  entering  0.0  0.0  0.0  0.0  0.0  0.0  0.0  0	\$0 stall a proper sign to the estimated  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a at the Rabbit Cove date of compilance.  one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0  Road facility  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampiling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	calculated from the	e date of the Inve	0.0 e and ins stigation entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.	\$0 stall a proper sign to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	n/a at the Rabbit Cove date of compilance.  one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0  Road facility  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampiling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	calculated from the	e date of the Inve	0.0 e and ins stigation entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.	\$0 stall a proper sign to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	n/a at the Rabbit Cove date of compiliance.  one-time avoided ( \$0' \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0  Road facility  costs)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$

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Screening Date	3-Apr-2007	Docket No. 200	07-0535-PWS-E	PCW
	City of West Tawakoni			Policy Revision 2 (September 2002)
Case ID No.	33116			PCW Revision March 19, 2007
Reg. Ent. Reference No.	RN101423671			
Media [Statute]	Public Water Supply			.*
Enf. Coordinator	Rebecca Clausewitz			
Violation Number	6			
Rule Cite(s)		30 Tex. Admin. Code § 290.42	2(1)	
Violation Description	review and referenc	orough and up-to-date facility ope e. Specifically, on the date of the ual was found to contain informati	e investigation, the facilit	ator
			Base P	enalty \$1,000
>> Environmental, Property a	nd Human Health Ma	atrix		
gen i 1979 generalisation i de la company de la company La company de la company d	Harm		SSELECTED PROBLEM GEOGRAPHIC CONTRACTOR AND	
Release OR Actual	Major Moderate	Minor		
Potential		Pe	ercent 0%	
i dental				
>>Programmatic Matrix	and production of the second of the second			
Falsification_	Major Moderate		· .	
3.4.66	X	Pe	ercent 10%	
Matrix Notes	Approximately 5	50% of the rule requirement was r	not met.	
Suprest St. 2775 C. Sagat date.		Adju	ustment	\$900
				\$100
Violation Events	ational large engineering the	AND THE PROPERTY OF THE PROPER	proposition (Sets — comment	
Number of Vio	vation Events 1		umber of violation days	
Number of vic	nation Events 1		umber of violation days	
	daily	7		
	monthly			,
mark only one	quarterly		Violation Base F	Penalty \$100
with an x	semiannual			
	annual x			
	single event x			
	One	single event is recommended.		
Economic Benefit (EB) for th	is violation	S	tatutory Limit Test	
Fetimata	d EB Amount	\$4	Violation Final Penalt	y Total \$167
- Stillate				
		This violation Final Assesse	d Penalty (adjusted for	limits) \$167

	E	conomic l	Benefit W	orks	sheet	dan Kanad (Kali a an	
Respondent			en i serent a merdina i l'es		eta shinaraktaktara er semeler eten	And and the second of the second	est come caree :
Case ID No.							
Reg. Ent. Reference No.	RN101423671					March Activities	
	Public Water S	upply			200 g g 10	Lancation and the second	Years of
Violation No.		app.)				Percent Interest	Depreciation
	io (etc. Sainte available in			30 113	and a state of tables of	5.0	1:
and the duties of the second	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
		Date Required	Fillal Date		iliterest Javeu	Offerine Costs	ED AMOUNT
Item Description	No commas or \$	Ayarda dalam delah	elle i v			Sa Drahay Yuu	g.
Of the Application Astrophysical Physics (ACC), LCCC	17) z convocamentamentamenta	and the state of t		websiliya dalah 1.77			
Delayed Costs					alleriteinis kon	حصيب ويتكافانا	
Equipment			mphanta Anima and 1944 an	0.0	\$0	\$0	\$0
Buildings			وينا فيسالون التا	0.0	\$0	\$0	\$0
Other (as needed)		02.52916.5040414		0.0	\$0	\$0	\$0
Engineering/construction		04325 March 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	المتحدد المتعدد والمتحدد	0.0	\$0 \$0	, \$0 n/a	\$0 \$0
Land	6400	24-Jan-2007	30-Nov-2007	0.0	\$0 \$4	n/a n/a	\$0 \$4
Record Keeping System Training/Sampling	\$100	24-Jan-2007	30-N0V-2007	0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0 \$0	n/a	\$0
	ar a partition distribution	Approximate Committee of the Committee o					
Dormit Coete	A 10 - 11 - 12 - 12 - 12 - 12 - 12 - 1	THE RESERVE OF THE PROPERTY OF THE	S. A. Christian Christian				
Permit Costs Other (as needed)				0.0	\$0 \$0	n/a n/a	\$0 \$0
	The delayed o		amount to update t	0.0 0.0 he facili	\$0 \$0 ty operations man	n/a n/a ual, calculated from	\$0 \$0
Other (as needed)  Notes for DELAYED costs		jo jo	vestigation to the	0,0 0,0 he facili estimate	\$0 \$0 ty operations man d date of compila	n/a n/a ual, calculated from nce.	\$0 \$0 the date of the
Other (as needed)  Notes for DELAYED costs  Avoided Costs		jo jo	vestigation to the	0,0 0,0 he facili estimate	\$0 \$0 ty operations man d date of compila	n/a n/a ual, calculated from	\$0 \$0 the date of the
Other (as needed)  Notes for DELAYED costs		jo jo	vestigation to the	0.0 0.0 he facili estimate	\$0 \$0 ty operations man d date of compila	n/a n/a ual, calculated from nce. one-time avoided o	\$0 \$0 the date of the
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal  Personnel	ANN	jo jo	vestigation to the	he facilitiestimate ntering	\$0 \$0 ty operations man d date of compila item (except for \$0 \$0	n/a n/a ual, calculated from nce. one-time avoided ( \$0' \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  Disposal  Personnel	ANN	jo jo	vestigation to the	ntering	\$0 \$0 ty operations man ad date of compila item (except for \$0 \$0 \$0	n/a n/a ual, calculated from nce. one-time avoided of \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	ANN	jo jo	vestigation to the	0,0   0,0     0,0	\$0 \$0 ty operations man ad date of compila item (except for \$0 \$0 \$0	n/a n/a n/a ual, calculated from nce.  one-time avoided of \$0' \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	ANN	jo jo	vestigation to the	0.0 0.0 he facilitiest/mate	\$0 \$0 \$0 ty operations man of date of compila item (except for \$0 \$0 \$0 \$0	n/a n/a ual, calculated from nee.  one-time avoided ( \$0' \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	ANN	jo jo	vestigation to the	0,0   0,0     0,0	\$0 \$0 ty operations man ad date of compila item (except for \$0 \$0 \$0	n/a n/a n/a ual, calculated from nce.  one-time avoided of \$0' \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN	jo jo	vestigation to the	0.0 0.0 he facilitiest/mate	\$0 \$0 \$0 ty operations man of date of compila item (except for \$0 \$0 \$0 \$0	n/a n/a ual, calculated from nee.  one-time avoided ( \$0' \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	UALIZE [1] avoide	vestigation to the	0.0 0.0 he facilitiest matering ntering 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 ty operations man didate of compilar item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a ual, calculated from nce.  one-time avoided a \$0' \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0 \$0
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Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	UALIZE [1] avoide	vestigation to the	0.0 0.0 he facilitiest matering ntering 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 ty operations man didate of compilar item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a ual, calculated from nce.  one-time avoided a \$0' \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	UALIZE [1] avoide	vestigation to the	0.0 0.0 he facilitiest matering ntering 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 ty operations man didate of compilar item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a ual, calculated from nce.  one-time avoided a \$0' \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 the date of the costs) \$0 \$0 \$0 \$0 \$0

al fraw to end of a

Screening Date	3-Apr-2007	Docket No. 2007-0535-PWS-E	PCW
Respondent	City of West Tawakoni	Policy Re	vision 2 (September 2002)
Case ID No.		PCV	V Revision March 19, 2007
Reg. Ent. Reference No.	RN101423671		
Media [Statute]	Public Water Supply		######################################
Enf. Coordinator	Rebecca Clausewitz		A SERVICE
Violation Number	7		
Rule Cite(s)	30 Tex Admin Code 8 29	90.45(b)(2)(C), Tex. Health & Safety Code § 341.0315(c), and	
		cket No. 2001-1357-PWS-E, Ordering Provision 2.e.iii.	
Violation Description	connection with the large the City should be provi largest pump out of servic	er pump capacity of at least 0.6 gallons per minute ("gpm") per est pump out of service. Specifically, with 1,190 connections, ding a minimum transfer pump capacity of 714 gpm with the e. The City currently provides a transfer pump capacity of 360 np out of service, which is a deficiency of approximately 50%.	\$4.000
		Base Penalty	\$1,000
>> Environmental, Property a	nd Human Health Ma	frix	
22 Environmental, Property a	Harm		
Release	Major Moderate	Minor	
OR Actual			
Potential	X	Percent 50%	
AND THE PROPERTY OF THE PROPER	574 (96)		
>>Programmatic Matrix	CONTRACTOR OF THE PROPERTY OF THE PARTY OF T		
Falsification	Major Moderate	Minor	
		Percent 0%	
UMSTS:			
		acity, customers of the water supply could experience water 's ability to provide a safe and reliable water supply could be compromised.	
Magazinia (147) 1717 - Alexandrian Magazinia (1410) Presentente	SA PERENDARA SER	Adjustment \$500	
	potential and the state of the	Adjustment \$500	
			\$500
200 monage representation of the company of the part of the company of the compan			
Violation Events	and the DPM supersupers		
	<b></b>		
	10	1725 Number of violation days	
	daily monthly	Nichtige Bass Bass Ma	\$5,000
mark only one with an x	quarterly semiannual x annual single event	Violation Base Penalty	ψο,σοσ
Ten semiann		ed, calculated from the effective date of the Agreed Order, July the date of screening, April 3, 2007.	
Economic Benefit (EB) for th	is violation	Statutory Limit Test	
Estimate	d EB Amount	\$1,943 Violation Final Penalty Total	\$8,350
		This violation Final Assessed Penalty (adjusted for limits)	\$8,350

#### Economic Benefit Worksheet Respondent City of West Tawakoni Case ID No. 33116 Reg. Ent. Reference No. RN101423671 Years of Media Public Water Supply Percent Interest Depreciation Violation No. 7 15 SIW London 5.0 **Final Date** Yrs Interest Saved Onetime Costs EB Amount Item Cost **Date Required** Item Description No commas or \$ representation and a second **Delayed Costs** 0.0 Equipment Buildings Other (as needed) 0.0 13-Jul-2002 29-Jan-2008 \$93 \$0 \$0 \$5,000 \$1,850 \$1,943 Engineering/construction 5,6 0.0 ..n/a ⊲ Land Record Keeping System 0.0 n/a Training/Sampling Remediation/Disposal 0.0 n/a n/a 0.0 Permit Costs Other (as needed) The delayed costs include the amount to increase the transfer pump capacity to a minimum of 0.6 gpm per connection, calculated from the effective date of the Agreed Order, to the estimated date of compliance. Notes for DELAYED costs ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs) **Avoided Costs** 0.0 Disposal 0,0 0,0 0,0 0,0 Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] 0.0 0.0 Other (as needed) There are no avoided costs associated with this violation. Notes for AVOIDED costs TOTAL \$1,943 Approx. Cost of Compliance \$5,000

Screening	g <b>Date</b> 3-Apr-2007	Do	cket No. 2007-0535-PW	/S-E	PCW
Respo	ndent City of West Tax	vakoni		Policy Revisio	n 2 (September 2002)
	<b>ID No.</b> 33116	1		PCW Re	vision March 19, 2007
Reg. Ent. Referen					
	tatute] Public Water Su				- Adding the state of the state
	linator Rebecca Clause	witz			
Violation I					
Violation Des	Failed to provide connection, minimum treatr	Code § 290.45(b)(2)(B), Te. Order Docket No. 2001-135  a a treatment plant capacity of Specifically, with 1,190 cor ment plant capacity of 714 gr apacity of 580 gpm, which is	of at least 0.6 gallons per enections, the City should om. The City currently pro	minute ("gpm") per be providing a povides a treatment	
				Base Penalty	\$1,000
>> Environmental, Pro	perty and Human H		Sections Teachers and Teachers	er yngerske Luce er see	
The state of the s	Release Major	Harm Moderate Minor			
OR	Actual				A STATE OF THE STA
i produktili i	Potential	X	Percent	25%	
and the second second	Total				
>>Programmatic Matri		Moderate Minor			
LONG TO STATE OF THE PARTY OF T			Percent	0%	
Matrix Notes W	ithout adequate treatmer nortages or outages and t	t plant capacity, customers on the system's ability to provide compromised	e a safe and reliable water	supply could be	
TO SECURE OF THE PARTY OF THE P	The state of the s	<u> </u>	Adjustment	\$750	
					\$250
				S. 1974	
Violation Events	STATE DAY OF BUILDING THE STATE OF STAT		·	Sulface Control (Page 1)	
		5	1725 Number of vio	olation days	
		1			
	daily monthly quarterly semiannual annual single event	X	Viola	ation Base Penalty	\$1,250
Five		nmended, calculated from th 2002, to the date of screenir		reed Order, July 13,	
Economic Benefit (EE	B) for this violation		Statutory I	Limit Test	
E	Estimated EB Amount	\$1,943	Violation	Final Penalty Total	\$2,087
•	Nove	This violation 5	inal Assessed Penalty (	adjusted for limits	\$2,087
		inis violauon P	mai Assessed Fenalty (	september (of filling)	Ψ2,007 - 10 εμξ.

Media Violation No.	Public Water Si 8	upply				Percent Interest	Years of Depreciation 1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	Variation distribution	e in de la companya de la gran Marie da de referencia de la diferencia de la companya de la companya de la companya de la companya de la comp La companya de la companya de				
Delayed Costs	and the same	e Programme (E.S.), koje osto	<u>ياء ئے لائے کیف سا</u>	211112	Paning U.S.		
Equipment	Plan de lactura		Sala de la companya	0.0	\$0	\$0	\$0
Buildings			التحريف المستقلة	0.0	\$0	\$0	\$0
Other (as needed)	Δ5.000	40 14 0000	00.10000	0.0	\$0	\$0	\$0
Engineering/construction	\$5,000	13-Jul-2002	29-Jan-2008	5.6	\$93	\$1,850	\$1,943
Land				0.0	\$0 \$0	n/a n/a	\$0 \$0
Record Keeping System				0.0	\$0 \$0	n/a	\$0 \$0
Training/Sampling Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0,0	\$0	n/a	\$0
Other (as needed)		1 98 - 0 40 00 00 000		0.0	\$0	n/a	\$0 \$0
Tarana and Time						city to a minimum o	
Notes for DELAYED costs			effective date of A		order Docket No. 2	001-1357-PWS-E, 1	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	connnection, ca	alculated from the	effective date of A date	greed C of comp	order Docket No. 2 bilance.	001-1357-PWS-E, 1	to the estimate
Avoided Costs	connnection, ca	alculated from the	effective date of A date	greed C of comp ntering	order Docket No. 2 bilance, item (except for	001-1357-PWS-E, i	o the estimate
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	connnection, ca	alculated from the	effective date of A date ed costs before e	greed C of comp	order Docket No. 2 bilance.	001-1357-PWS-E, i	to the estimate
Avoided Costs Disposal	connnection, ca	alculated from the	effective date of A date ed costs before e	greed C of comp ntering 0.0	order Docket No. 2 bilance. item (except for \$0	001-1357-PWS-E, 1 one-time avoided (	o the estimate
Avoided Costs Disposal Personnel	connnection, ca	alculated from the	effective date of A date ed costs before e	greed C of comp ntering 0,0 0.0	item (except for	001-1357-PWS-E, 1	o the estimate
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	connnection, ca	alculated from the	effective date of A date ed costs before e	greed C of comp ntering 0,0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	001-1357-PWS-E, 1	co the estimate
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	connnection, ca	alculated from the	effective date of A date ed costs before e	ntering 0,0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	001-1357-PWS-E, 1	costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/squipment Financial Assurance [2]	connnection, ca	alculated from the	effective date of A date ed costs before e	greed C of comp ntering 0,0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	001-1357-PWS-E, 1	costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

## **Compliance History**

Customer/Respondent/Owner-Operator:

CN600428361

City of West Tawakoni

Classification: AVERAGE

Rating: 4.14

Regulated Entity:

RN101423671

CITY OF WEST TAWAKONI PWS

Classification:

Site Rating:

ID Number(s):

PUBLIC WATER SYSTEM/SUPPLY

REGISTRATION

1160012

WATER LICENSING

LICENSE

1160012

Location:

200 WATERLINE RD, WEST TAWAKONI, TX, 75474

TCEQ Region:

**REGION 04 - DFW METROPLEX** 

Date Compliance History Prepared:

April 02, 2007

Agency Decision Requiring Compliance History:

Enforcement

Compliance Period:

April 02, 2002 to April 02, 2007

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name:

Rebecca Clausewitz

Phone:

(210) 403-4012

#### **Site Compliance History Components**

1. Has the site been in existence and/or operation for the full five year compliance period?

Yes

2. Has there been a (known) change in ownership of the site during the compliance period?

No

3. If Yes, who is the current owner?

N/A

4. if Yes, who was/were the prior owner(s)?

N/A

5. When did the change(s) in ownership occur?

N/A

#### Components (Multimedia) for the Site:

Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

Effective Date: 07/13/2002

ADMINORDER 2001-1357-PWS-E

Classification: Moderate

30 TAC Chapter 290, SubChapter D 290.46(d)(2)(A)

30 TAC Chapter 290, SubChapter F 290.110(b)(4)

Description: Failed to maintain a residual disinfectant concentration of at least 0.2 mg/l free chlorine throughout the distribution system.

Classification: Moderate

30 TAC Chapter 290, SubChapter D 290.42(d)(6)(E)(ii)[G]

Description: Failure to provide adequate containment facilities for all liquids chemical storage

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(B)

4G THC Chapter 321, SubChapter D 341.0315(c)

Description: Failure to provide a treatment plant capacity of 0.6 gallons per minute (gpm) per connection under normal rated design flow.

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(A)

4G THC Chapter 321, SubChapter D 341.0315(c)

Description: Failure to provide a raw pump capacity of 0.6 gpm per connection with the largest pump out of service.

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(C)

4G THC Chapter 321, SubChapter D 341.0315(c)

Description: Failure to provide a transfer pump capacity of 0.6 gpm per connection with the largest pump out of service.

Effective Date: 05/28/2006 ADMINORDER 2005-2022-PWS-E

Classification: Moderate

Citation: 30 T.

30 TAC Chapter 290, SubChapter F 290.113(f)(5)

5A THC Chapter 341, SubChapter A 341.0315(c)

Description: VIOLATED THE MCL FOR HAA5 IN THE 2ND QUARTER OF 2005

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.113(f)(5)

5A THC Chapter 341, SubChapter A 341.0315(c)

Description: VIOLATED THE MCL FOR HAA5 IN THE 3RD QUARTER OF 2005

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.113(f)(4)

5A THC Chapter 341, SubChapter A 341.0315(c)

Description: VIOLATED THE MCL FOR TTHM IN THE 2ND QUARTER OF 2005

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.113(f)(4)

5A THC Chapter 341, SubChapter A 341.0315(c)

Description: VIOLATED THE MCL FOR TTHM IN THE 3RD QUARTER OF 2005

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 06/26/2002

(2671)

2 08/19/2002

(147031)

3 05/05/2003

(28370)

4 04/30/2004

(261315)

5 06/22/2005

(379249)

6 12/02/2005

(436275)

7 08/31/2006

(467074)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date:

06/26/2002

(2671)

Self Report?

NO

Citation:

30 TAC Chapter 290, SubChapter D 290.46(m)(4)

Description:

Failure to maintain all water system lines and related appurtenances in a

watertight condition.

Self Report?

NO

Classification: Moderate

Olassilloalloil.

Classification:

Citation:

NO

30 TAC Chapter 290, SubChapter D 290.46(m)

Description:

failed to initiate a maintenance program to ensure the reliability of the

Facility

Date:

08/19/2002

(147031)

Self Report? Citation: NO

30 TAC Chapter 290, SubChapter D 290.46(d)(2)(A)

30 TAC Chapter 290, SubChapter F 290.110(b)(4)

Description:

Failed to maintain a residual disinfectant concentration of at least 0.2 mg/l

free chlorine throughout the distribution system.

Self Report?

NO

Classification: Moderate

er over 10 Mars

Classification:

Citation:

30 TAC Chapter 290, SubChapter D 290.42(d)(6)(E)(ii)[G]

Description:

Failure to provide adequate containment facilities for all liquids chemical

storage tanks.

Self Report?

NO

Classification:

Major

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(B)

Description:

Failure to provide a treatment plant capacity of 0.6 gallons per minute (gpm) per connection under normal rated design flow as per Agreed

Order Docket No 2001-1357-PWS-E Ordering Provision 2.e.i.

Self Report?

NO

Classification: Major

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(A) 5A THC Chapter 341, SubChapter A 341.0315(c)

Description:

Failure to provide a raw pump capacity of 0.6 gpm per connection with the

largest pump out of service.

Self Report?

Classification:

Major

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(C)

Description:

Failure to provide a transfer pump capacity of at least 0.6 gallons per minute per connection as per Agreed Order Docket No 2001-1357-PWS-E

Ordering Provision 2.e.iii.

Date:

12/18/2002

(19279)

Self Report?

NO

Classification:

Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.110(b)(4)

Description:

Failure to maintain the residual disinfectant concentration in the far

reaches of the distribution system at a minimum of 0.2 mg/L free chlorine as per agency

regulations.

Self Report?

NO

Classification:

Minor

Citation:

30 TAC Chapter 290, SubChapter D 290.41(e)(3)(C)

Description:

Failure to enclose the water treatment plant and all appurtenances thereof with an intruder- resistant locked fence or locked building during

periods of darkness or when the plant is not attended.

Date:

06/24/2005

(379249)

Self Report?

ΝÔ

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.42(d)(6)(E)(ii)[G]

Description:

Failure to provide adequate containment facilities for all liquids chemical

storage tanks.

Self Report?

NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(E)(iv)

Description:

Failure to maintain copies of all Customer Service Inspection reports

that are required to be performed prior to providing continuous water service to new construction.

Self Report?

NO

Classification: Minor

Citation:

30 TAC Chapter 290, SubChapter F 290.121(a)

30 TAC Chapter 290, SubChapter F 290.121(b)[G]

Description:

Failure to maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the

monitoring requirements.

Self Report?

NO

Classification:

Citation:

30 TAC Chapter 290, SubChapter D 290.46(n)(2)

Description:

Failure to maintain the map of the distribution system current so that

valves and mains may be easily located during emergencies.

Self Report?

NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.42(k)

Description:

Failure to compile and maintain current a thorough plant operations

manual for operator review and reference.

Date:

07/14/2006

(467074)

Self Report?

NO

Citation:

30 TAC Chapter 290, SubChapter F 290.110(b)(4)

Description:

Failure to maintain the residual disinfectant concentration in the far reaches of the distribution system at a minimum of 0.2 mg/L free

chlorine as per agency regulations.

Self Report?

NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290,45(b)(2)(A)

Description:

Failure to provide a minimum raw water pump capacity of 0.6 gallons per minute per connection with the largest pump out of service.

Self Report?

NO

Classification: Moderate

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.46(m)(1)

Description:

Failure to inspect both the ground and elevated storage tanks at least

annually,

Self Report?

NO

Classification:

Major

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(B)

Description:

Failure to provide a treatment plant capacity of 0.6 gallons per minute (gpm) per connection under normal rated design flow as per Agreed Order Docket No 2001-1357-PWS-E Ordering Provision2.e.i.

Self Report?

NO

NO

NO

Classification:

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(2)(C)

Description:

Failure to provide a transfer pump capacity of at least 0.6 gallons per minute per connection as per Agreed Order Docket No 2001-1357-PWS-

E Ordering Provision2,e.iii.

Self Report?

Classification: Moderate 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(E)(iv)

Citation: Description:

Failure to maintain copies of all Customer Service Inspection reports that are required to be performed prior to providing continuous water

service to new construction.

Self Report?

Classification:

Citation:

30 TAC Chapter 290, SubChapter F 290,121(a)

30 TAC Chapter 290, SubChapter F 290.121(b)[G]

Description:

Failure to maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the

monitoring requirements.

Self Report?

NO

Classification: Minor

34

Citation: Description: 30 TAC Chapter 290, SubChapter D 290.46(n)(2)

Failure to maintain the map of the distribution system current so that

valves and mains may be easily located during emergencies,

Self Report?

NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290,46(m)

Description:

Failure to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, on the date of the investigation, the inspector noted rust on the treatment plant flocculator and the فسلطيرهم المماعين سلامسين المتنشط لأات أسمأتمنية

400000

Company of the second

F. Environmental audits.

N/A

G. Type of environmental management systems (EMSs).

Voluntary on-site compliance assessment dates. H.

Participation in a voluntary pollution reduction program. I.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

• 

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
CITY OF WEST TAWAKONI	§	
RN101423671	§	ENVIRONMENTAL QUALITY

### AGREED ORDER DOCKET NO. 2007-0535-PWS-E

At its	agenda, the Texas Commission on Environmental Quality ("the
Commission" or "TCEQ") co	onsidered this agreement of the parties, resolving an enforcement action
regarding City of West Tawal	koni ("the City") under the authority of TEX. HEALTH & SAFETY CODE ch.
341. The Executive Director	of the TCEQ, through the Enforcement Division, and the City presented this
agreement to the Commission	

The City understands that it has certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the City agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the City.

The Commission makes the following Findings of Fact and Conclusions of Law:

#### I. FINDINGS OF FACT

- 1. The City owns and operates a public water supply at 200 Waterline Road in West Tawakoni, Hunt County, Texas (the "Facility") that has approximately 1,190 service connections and serves at least 25 people per day for at least 60 days per year.
- 2. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not maintain copies of all customer service inspection reports that are required to be performed prior to providing continuous water service to new construction.
- 3. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not maintain the calibration records for the finished water flow meter.

- 4. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements. Specifically, the water system's monitoring plan contained only the bacteriological sample sites and some recent sampling results.
- 5. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, there was rust on the treatment plant floculator and the system clearwell was rusted and in need of paint.
- 6. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not have a certified backflow prevention assembly tester conduct an annual inspection of the backflow prevention assembly installed at the wastewater treatment facility.
- 7. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not provide a legible sign at the Rabbit Cove Road facility that includes the name of the water supply and a telephone number were a responsible official can be contacted in the event of an emergency.
- 8. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not maintain a thorough and up-to-date facility operations manual for operator review and reference. Specifically, the plant operations manual was found to contain information that was outdated.
- 9. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not provide a transfer pump capacity of at least 0.6 gallons per minute ("gpm") per connection with the largest pump out of service. Specifically, with 1,190 connections, the City should be providing a minimum transfer pump capacity of 714 gpm with the largest pump out of service. The City currently provides 360 gpm with the largest pump out of service, which is a deficiency of approximately 50%.
- 10. During an investigation conducted on January 24, 2007, TCEQ staff documented that the City did not provide a treatment plant capacity of at least 0.6 gpm per connection. Specifically, with 1,190 connections, the City should be providing a minimum treatment plant capacity of 714 gpm. The City currently provides a treatment plant capacity of 580 gpm, which is a deficiency of approximately 19%.
- 11. The City received notice of the violations on or about March 21, 2007.

#### II. CONCLUSIONS OF LAW

1. The City is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341 and the rules of the Commission,

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- 2. As evidenced by Findings of Fact No. 2, the City failed to maintain copies of all customer service inspection reports, in violation of 30 TEX. ADMIN. CODE § 290.46(f)(3)(E)(iv).
- 3. As evidenced by Findings of Fact No. 3, the City failed to maintain the calibration records, in violation of 30 Tex. ADMIN. CODE § 290.46(f)(3)(B)(v).
- 4. As evidenced by Findings of Fact No. 4, the City failed to maintain an up-to-date chemical and microbiological monitoring plan, in violation of 30 TEX. ADMIN. CODE § 290.121(a) and (b).
- 5. As evidenced by Findings of Fact No. 5, the City failed to initiate maintenance and housekeeping practices, in violation of 30 TEX. ADMIN. CODE § 290.46(m).
- 6. As evidenced by Findings of Fact No. 6, the City failed to conduct an annual inspection of a backflow prevention device, in violation of 30 Tex. ADMIN. CODE § 290.44(h)(1)(B)(i).
- 7. As evidenced by Findings of Fact No. 7, the City failed to post a legible sign, in violation of 30 Tex. ADMIN. CODE § 290.46(t).
- 8. As evidenced by Findings of Fact No. 8, the City failed to maintain a thorough and up-to-date facility operations manual for operator review and reference, in violation of 30 Tex. ADMIN. CODE § 290.42(1).
- 9. As evidenced by Findings of Fact No. 9, the City failed to provide the required transfer pump capacity, in violation of 30 Tex. ADMIN. CODE § 290.45(b)(2)(C), Tex. Health & Safety Code § 341.0315(c), and Agreed Order Docket No. 2001-1357-PWS-E, Ordering Provision 2.e.iii.
- 10. As evidenced by Findings of Fact No. 10, the City failed to provide the required treatment plant capacity, in violation of 30 Tex. ADMIN. CODE § 290.45(b)(2)(B), Tex. Health & Safety Code § 341.0315(c), and Agreed Order Docket No. 2001-1357-PWS-E, Ordering Provision 2.e.i.
- 11. Pursuant to Tex. Health & Safety Code § 341.049, the Commission has the authority to assess an administrative penalty against the City for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- 12. An administrative penalty in the amount of Twelve Thousand Seven Hundred Twenty-Five Dollars (\$12,725) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in Tex. Health & Safety Code § 341.049(b). The City has paid the Twelve Thousand Seven Hundred Twenty-Five Dollar (\$12,725) administrative penalty.

#### III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

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1. The City is assessed an administrative penalty in the amount of Twelve Thousand Seven Hundred Twenty-Five Dollars (\$12,725) as set forth in Section II, Paragraph 12 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the City's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: City of West Tawakoni, Docket No. 2007-0535-PWS-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. The City shall undertake the following technical requirements:
  - a. Immediately upon the effective date of this Agreed Order, the City shall:
    - i. Begin maintaining copies of all customer service inspection reports that are required to be performed prior to providing continuous water service to new construction, in accordance with 30 TEX. ADMIN. CODE § 290.46; and
    - ii. Begin maintaining the calibration records for the finished water flow meter, in accordance with 30 TEX. ADMIN. CODE § 290.46.
  - b. Within 30 days after the effective date of this Agreed Order, the City shall:
    - i. Begin maintaining an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements, in accordance with 30 Tex. ADMIN. CODE § 290.121;
    - ii. Repair all rusted areas on the treatment plant flocculator and repair and paint the system clearwell to ensure the good working condition and general appearance of the system's facilities and equipment, in accordance with 30 Tex. ADMIN. CODE § 290.46;
    - iii. Ensure that a certified backflow prevention assembly tester conduct an annual inspection of the backflow prevention assembly installed at the wastewater treatment facility, in accordance with 30 Tex. ADMIN. CODE § 290.44;
    - iv. Post a legible sign at the Rabbit Cove Road facility that includes the name of the water supply and a telephone number were a responsible official can be contacted in the event of an emergency, in accordance with 30 Tex. ADMIN. CODE § 290.46; and

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- v. Begin maintaining a thorough and up-to-date facility operations manual for operator review and reference, in accordance with 30 Tex. ADMIN. CODE § 290.42.
- c. Within 45 days after the effective date of this Agreed Order, the City shall submit written certification as described in Ordering Provision 2.e. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provisions 2.a. and 2.b.
- d. Within 90 days after the effective date of this Agreed Order, the City shall:
  - i. Provide a transfer pump capacity of at least 0.6 gpm per connection with the largest pump out of service, in accordance with 30 Tex. ADMIN. CODE § 290.45; and
  - ii. Provide a treatment plant capacity of at least 0.6 gpm per connection, in accordance with 30 TEX. ADMIN. CODE § 290.45.
- e. Within 105 days after the effective date of this Agreed Order, the City shall submit written certification as described below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provisions 2.d.i. and ii. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Water Section Manager Dallas/Fort Worth Regional Office Texas Commission on Environmental Quality 2309 Gravel Drive Fort Worth, Texas 76118-6951 i de la composition La composition de la La composition de la

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- 3. The provisions of this Agreed Order shall apply to and be binding upon the City. The City is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the City shall be made in writing to the Executive Director. Extensions are not effective until the City receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 5. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the City if the Executive Director determines that the City has not complied with one or more of the terms or conditions in this Agreed Order.
- 6. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 7. This Agreed Order, issued by the Commission, shall not be admissible against the City in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 8. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
- 9. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 TEX. ADMIN. CODE § 70.10(b) and TEX. GOV'T CODE § 2001.142.

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City of West Tawakoni DOCKET NO. 2007-0535-PWS-E Page 7

### SIGNATURE PAGE

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	
John Grallie	Date Date
For the Executive Director	Date
Tawakoni. I am authorized to agree to the	and the attached Agreed Order in the matter of City of West e attached Agreed Order on behalf of City of West Tawakoni, onditions. I further acknowledge that the TCEQ, in accepting lly relying on such representation.
rights, including, but not limited to, the r Order, notice of an evidentiary hearing, the agree to the terms of the Agreed Order in	reed Order, City of West Tawakoni waives certain procedural right to formal notice of violations addressed by this Agreed he right to an evidentiary hearing, and the right to appeal. I lieu of an evidentiary hearing. This Agreed Order constitutes on of the violations set forth in this Agreed Order.
<ul><li>timely pay the penalty amount, may result i</li><li>A negative impact on compliance h</li></ul>	nistory;
<ul> <li>Greater scrutiny of any permit appl</li> <li>Referral of this case to the Attornor penalties, and/or attorney fees, or to Increased penalties in any future en</li> </ul>	ey General's Office for contempt, injunctive relief, additional o a collection agency;
<ul> <li>Automatic referral to the Attorney</li> </ul>	General's Office of any future enforcement actions; and
• TCEQ seeking other relief as autho In addition, any falsification of any complia	ance documents may result in criminal prosecution.
Signature	11/13/07 Date
Name (Printed or typed) Authorized Representative of City of West Tawakoni	Title Ayov

**Instructions:** Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order

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